

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM No. 19270 of 2015 and
CRM No. M-19364 of 2015

DATE OF DECISION: June 12, 2015

Samar Thakur son of Shri Pritam Singh

.....Petitioner

VERSUS

State of U.T. Chandigarh

.....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. A.P.S.Shergill , Advocate,
for the applicant/petitioner.

Mr. J.S.Toor, APP, U.T. Chandigarh.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CRM No. 19270 of 2015

Prayer in this application is for permission to place on record
Annexures P-6 and P-7.

Prayer granted. Annexures P-6 and P-7 are taken on record.

Application stands disposed of.

CRM No. M-19364 of 2015

It is the contention of the counsel for the petitioner that the petitioner has not been named in the FIR. However, he fairly concedes that in the investigation, it has come to light that the petitioner had facilitated the submission of document to the department.

This assertion of the counsel for the petitioner is disputed by the counsel for the Union Territory, Chandigarh, on instructions from Sh. Tarsem Singh, S.I. Police Station Crime Branch, Chandigarh, by asserting that the petitioner had impersonated himself as Vinod and signed

the document as such. He, however, submits that the document has been sent to the Forensic Science Laboratory for comparison of the handwriting of the petitioner, which is awaited. He further contends that 19 witnesses have to be examined in this case and the charge has been framed on 19.05.2015.

Counsel for the petitioner states that the trial is likely to take some time and the petitioner is in custody since 18.02.2015. No recovery has been effected nor is he further required for any custodial interrogation. However, the counsel for the Investigating Agency states that the recovery of the insurance papers and the temporary registration number of the vehicle has been effected from the petitioner.

On considering the submissions made by the counsel for the parties and keeping in view the fact that the petitioner has not been named in the FIR and the report of the Forensic Science Laboratory is awaited apart from the fact that 19 witnesses have to be examined by the prosecution but the trial is not likely to conclude soon and since the petitioner is in custody since 18.02.2015, he is directed to be released on bail to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Chandigarh.

The petition stands allowed accordingly.

June 12, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE